

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that House Bill 1038 be amended to read as follows:

- 1 Page 1, between the enacting clause and line 1, begin a new
2 paragraph and insert:
3 "SECTION 1. IC 8-15-2-14.5, AS AMENDED BY P.L.214-2005,
4 SECTION 52, IS AMENDED TO READ AS FOLLOWS
5 [EFFECTIVE JANUARY 1, 2006 (RETROACTIVE)]: Sec. 14.5. (a)
6 Subject to **subsection (b) and** the provisions and requirements of any
7 trust agreement providing for the issuance of toll road revenue bonds
8 and only to the extent permitted by such trust agreement, the authority
9 shall fix the tolls for any toll road under its jurisdiction.
10 **(b) Notwithstanding any other law, after December 31, 2005, the**
11 **authority may increase or decrease tolls for a toll road only if the**
12 **tolls for all classes of vehicles operating on the toll road are**
13 **increased or decreased at the same time by the same percentage**
14 **amount."**
15 Page 2, after line 31, begin a new paragraph and insert:
16 "SECTION 4. [EFFECTIVE JANUARY 1, 2006
17 (RETROACTIVE)] **The increase or decrease of a toll or a schedule**
18 **of tolls after December 31, 2005, in violation of IC 8-15-2-14.5(b),**
19 **as added by this act, is void. Any rule adopted after December 31,**
20 **2005, in violation of IC 8-15-2-14.5(b), as added by this act, is void.**
21 **The publisher of the Indiana Administrative Code and Indiana**
22 **Register shall remove any rule voided by this SECTION from the**
23 **Indiana Administrative Code.**
24 SECTION 5. **An emergency is declared for this act."**
25 Re-number all SECTIONS consecutively.

(Reference is to HB 1038 as printed January 6, 2006.)

Representative Fry